COMMON COUNCIL COUNCIL CHAMBERS AUGUST 7, 2012

Mayor Kristen Brown called a regular meeting of the City Common Council to order at approximately 6:00 P.M. in the City Council Chambers.

I. Meeting Called to Order

- A. Opening Prayer was given by Patrick Galligar from St. Peter's Lutheran Church.
- B. Pledge of Allegiance was led by Mayor Brown.
- C. Roll Call was taken. Dascal Bunch, Ryan Brand, Frank Jerome, Frank Miller, Tim Shuffett, Aaron Hankins and James Lienhoop were present.
- D. Frank Jerome moved to accept the minutes from the July 17, 2012 City Council meeting. Dascal Bunch seconded the motion. Motion passed by a vote of seven (7) to zero (0).

II. Unfinished Business Requiring Council Action

None

III. New Business Requiring Council Action

- **A.** Reading of a Resolution entitled "RESOLUTION NO. 13, 2012, RESOLUTION AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO EXECUTE STATEMENT OF BENEFIT FORMS IN CONJUNCTION WITH AN APPLICATION FOR TAX ABATEMENT IN A PREVIOUSLY DESIGNATED ECONOMIC REVITALIZATION AREA PURSUANT TO INDIANA CODE 6-1.1-12.1-7." (Master Power Transmission) Jim Clouse, Program Manager with Community Development, along with Ryan Roberson representing Master Power Transmission and Jenny Massey with Bingham Economics, presented the request for tax abatement. Jim stated Master Power Transmission requested a tax abatement on personal property in conjunction with the purchase and installation of new manufacturing equipment at their facilities located at 3300 10th Street. The estimated value of the expansion is \$3,600,000.00. With this expansion Master Power Transmission will retain 56 full-time employees, and hire an additional 48 full-time employees. Jim Lienhoop indicated the Incentive Review Committee had met prior to the Council meeting and found Master Power Transmission to be in substantial compliance. Jason Hester, Director with the Columbus Economic Development Board, commented on the positive impact of Master Power Transmission nearly doubling their employment with this expansion. Jim Lienhoop moved to pass this Resolution. Tim Shuffett seconded the motion. Motion passed by a vote of six (6) to one (1). Aaron Hankins voted nay.
- B. First Reading of an Ordinance entitled "ORDINANCE NO._____, 2012, AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF COLUMBUS, INDIANA, TO REPEAL CHAPTER 8.36 OF THE COLUMBUS CITY CODE, SMOKING REGULATIONS." Kelly Benjamin, City Attorney, explained the Council previously recommended

repealing the city smoking ordinance. Jim Lienhoop asked Kelly to summarize the ways in which the state statute is more restrictive in comparison to the local ordinance. Kelly read several of the main differences between the state statute and the city's local ordinance. Discussion followed. Stephanie Truly, representing the Tobacco Awareness Action Team, a Healthy Communities Initiative, spoke in favor of a comprehensive smoke free air law that would protect all Hoosiers in Columbus and Bartholomew County. She stated the State law failed to follow a comprehensive smoke free air law by exempting bars and private clubs. Stephanie recommended not repealing the local Ordinance until the Council was ready to consider a more restrictive smoking Ordinance. Julie Abedian read a letter from Mara Hoberty, daughter of the late Alice Curry. Ms. Hoberty asked the Council to consider a comprehensive law that includes bars and private clubs on behalf of every worker still living in Columbus. Peggy Voelz, representing Debra Richard who is the Tobacco Cessation Facilitator, read a letter prepared by Ms. Richard. The letter urges City Council to consider not rescinding the City's existing smoking Ordinance and to strengthen this Ordinance. John Myers, owner of Power House Brewing Company, believes it is a good idea to have a City smoking Ordinance. Eric Riddle, representing Communities That Care (CTC), gave some statistics on teen substance abuse. Mr. Riddle stated a comprehensive smoke free air Ordinance without exemptions will help Columbus grow. Lindsey Grace with the American Lung Association of Indiana recommended keeping the local Ordinance and possibly strengthening the Ordinance in the future. Kathleen Wyke of Marilyn St., Columbus, stated government should not control or regulate places that allow smoking. Rebecca Pebley, Paula Jarrett and Beth Morris all spoke on behalf of comprehensive smoke free air law. Much discussion followed. Frank Jerome made a motion to pass the first reading and place in proper channels. Tim Shuffett seconded the motion. Council was polled.

Dascal Bunch	nay
Ryan Brand	aye
Frank Jerome	aye
Frank Miller	nay
Tim Shuffett	aye
Aaron Hankins	aye
Jim Lienhoop	aye

Motion to pass first reading and place in proper channels was approved by a vote of five (5) in favor and to two (2) opposed.

Jim Lienhoop asked Kelly Benjamin to draft a more restrictive smoking ordinance for the Council to review.

C. Reading of a Resolution entitled "RESOLUTION NO. 14, 2012, A RESOLUTION OF THE CITY OF COLUMBUS, INDIANA, AUTHORIZING AND APPROVING CERTAIN MATTERS IN CONNECTION WITH THE CITY'S LEASE RENTAL REVENUE BONDS, SERIES 2003 (COLUMBUS LEARNING CENTER PROJECT)." Thomas Froehle with Faegre Baker Daniels LLP law firm in Indianapolis, bond council representing the Indiana Bond Bank, discussed refinancing of the Columbus Learning Center Project. The bonds for this project were issued by the City of Columbus through the Indiana Bond Bank. The financing was enabled by legislation which authorized the State to pay the debt service and operating costs for this facility; however, the City of Columbus is the issuer of the bonds. The bonds are now redeemable and the State would like to refinance the project and take advantage of lower interest rates. This Resolution authorizes the City to enter into new agreements with

replacement bonds. Discussion followed. Tim Shuffett made a motion to pass the Resolution as presented. Jim Lienhoop seconded the motion. Motion passes by a vote of seven (7) to zero (0).

- D1) First Reading of an Ordinance entitled "ORDINANCE NO. 2012, AN ORDINANCE OF THE CITY OF COLUMBUS COMMON COUNCIL AUTHORIZING THE ISSUANCE OF COUNTY ECONOMIC DEVELOPMENT INCOME TAX REVENUE BONDS." Jim Lienhoop, Council President, displayed several power point slides identifying numerous capital needs in the city. Jim introduced Bruce Donaldson with Barnes and Thornburg LLP and Herschel Frierson with Crowe Horwath LLP. Mr. Donaldson discussed the procedures for repurposing the Economic Development Income Tax Revenue (EDIT) Bonds and issuing replacement bonds with the same terms. He stated there will be a requirement to appropriate the money which is addressed in Section 1 of the Ordinance. Mr. Donaldson also addressed the Bond Exchange Agreement between the City of Columbus and First Financial Bank. He stated this is an agreement with First Financial Bank to pay off the old bonds in which the prepayment penalty would be waived. Discussion followed. Mayor Brown opened the floor for public comment. Several members of the audience spoke. Jim Lienhoop moved to pass the first reading and place in proper channels. Tim Shuffett seconded the motion. Motion passed by a vote of five (5) in favor and two (2) opposed. Frank Jerome and Aaron Hankins voted nay.
- D2) Bond Exchange Agreement by and between City of Columbus, Indiana and First Financial Bank, National Association, as bondholder of the 2010 Bonds and purchaser of the 2012 Bonds. (City of Columbus Economic Development Income Tax Revenue Bonds, Series 2012). Jim Lienhoop stated this is in conjunction with the previous Ordinance. Jim Lienhoop made a motion to pass the first reading and place in proper channels. Ryan Brand seconded the motion. Motion passed by a vote of five (5) to two (2). Frank Jerome and Aaron Hankins voted nay.

IV. Other Business

A. Standing Committee and Liaison Reports. Jim Lienhoop stated Human Rights Commission has received a resignation on their board and are taking applications to fill the remaining term of the board member.

B. Discussion Items:

Mayor Brown gave an update on the ambulance service. She explained the flex plan proposal recently provided by Columbus Regional Hospital.

Luann Welmer, Clerk Treasurer, discussed the need for an additional appropriation for Public Employees Retirement Funds (PERF) due to State changes in the PERF reporting.

Mayor Brown discussed the 2013 proposed budget. Jim Lienhoop requested a snap shot of where we intend to be in self-insurance balance cash reserve.

C. Next regular meeting is scheduled for **Tuesday**, **August 21**, **2012 at 6:00** o'clock P.M. in City Hall.

	Presiding Officer
test:	

Meeting adjourned at 9:10 P.M.

D. Tim Shuffett moved to adjourn the meeting. Dascal Bunch seconded the motion. Motion to adjourn passed by a vote of seven (7) to zero (0).